

REMARKS

Applicant does not believe that any fees are due at this time; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct the fees from Molecular Probes, Inc. Deposit Account No. 13-3900/IVGN819/JS.

Restriction requirement

The Examiner required restriction under 35 U.S.C. § 121 to:

Group I: Claims 1-29 directed towards a method of isolating nucleic acid and protein from each other in a sample; or

Group II: Claims 30-32 directed towards a kit for isolating nucleic acid and protein from the sample.

Applicant elects to continue prosecution of Group 1, claims 1-29 in this application. Applicant reserves the right to prosecute the non-elected claims in one or more related patent applications.

Applicants note with appreciation the Examiner's consideration with respect to rejoinder of non-elected claims.

The Examiner is encouraged to call the undersigned should any further action be required for allowance.

Respectfully submitted,

/Joel Silver/

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Date: June 11, 2007